

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CHAMBER SUMMONS NO.569 OF 2006
IN
SUIT NO.1054 OF 1988**

Kantilal Prabhudas Mehta .. Plaintiff.
Versus
Jagdishchandra C.Parekh & Anr. .. Defendants.
And
Chandrika Jagdishchandra Parekh & Ors. .. Respondents.

Mr.Durgaprasad S.Sabnis i/b.Dhru & Co. for plaintiff.
Mr.A.B.Dubey i/b.Bharat Vaishnava for defendant No.1.
Mr.M.K.Dave i/b.K.Thakordas & Co. for respondents.

**CORAM : S.C.DHARMADHIKARI, J.
DATE : 19TH JULY, 2007.**

P.C.:

. This Chamber Summons is taken out for impleading the heirs of deceased defendant No.1 on record. Chamber Summons has been duly served upon all the heirs and legal representatives. The Chamber Summons points out that the 1st defendant had expired but the said fact was known to the plaintiffs only sometime in June, 2005. There was delay in taking out this Chamber Summons on account of the illness in the family of the plaintiff's Advocate.

. For the reasons set out in the affidavit in support, delay condoned. Chamber Summons is made absolute in terms of prayer clauses (a) to (d). Amendment to be carried out within a period of two weeks from today. Copy of amended plaint to be served on the defendants within a period of two weeks from the date of carrying out the amendment. Written statement/additional written statement

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to be filed within a period of two weeks from the date of receipt of a copy of amended plaint.

. Mr.Kishor Thakordas waives service of the writ of summons for newly added defendants.

(S.C.Dharmadhikari, J.)